

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF

MONDAY, JULY 25, 1988

AT 2:00 P.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 2:05 p.m. Mayor O'Connor presented a 20-year City service pin to Council Member Struiksmma.

The meeting was recessed by Mayor O'Connor at 3:05 p.m. to meet in Closed Session regarding a Meet and Confer matter. The meeting was reconvened by Mayor O'Connor at 3:24 p.m. with all Council Members present. Mayor O'Connor adjourned the meeting at 6:20 p.m. to meet in the continued Special Meeting of July 25, 1988, which had been called for at 10:00 a.m. on the Growth Management matter and continued to follow the regular Council Meeting, and to meet in Closed Session on Tuesday, July 26, 1988, at 9:30 a.m. on pending litigation.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member McColl-present
- (4) Council Member Pratt-present
- (5) Council Member Struiksmma-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present
- Clerk-Abdelnour (eb)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-not present
- (3) Council Member McColl-present
- (4) Council Member Pratt-not present
- (5) Council Member Struiksmma-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-not present

(8) Council Member Filner-present

ITEM-10: INVOCATION

Invocation was given by Reverend Pastor Andy Welch,
Christ United Methodist Church.

FILE LOCATION: MINUTES

Jul-25-1988

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member
Struiksma.

FILE LOCATION: MINUTES

Jul-25-1988

ITEM-30: APPROVED

Approval of Council Minutes for the Meetings of:

6/6/88 Adjourned Regular Meeting, held 6/9/88

6/9/88 Special

6/20/88

6/21/88

6/21/88 Special

6/22/88 A.M. Special

6/22/88 P.M. Special

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: D044-048.)

MOTION BY HENDERSON TO APPROVE. Second by Struiksma. Passed by
the following vote: Wolfsheimer-yea, Roberts-not present,
McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea,
McCarty-not present, Filner-not present, Mayor O'Connor-yea.

Jul-25-1988

ITEM-31: WELCOMED

Acknowledging 25 Japanese students visiting with the San
Diego/Yokohama Sister City Society, accompanied by Marge
Wells; presenting the Mayor with a letter of greeting from
Mayor Saigo of Yokohama. This group will arrive at
approximately 2:00 p.m.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D048-093.)

MAYOR O'CONNOR WELCOMED THE GROUP.

ITEM-32: RECOGNIZED

Recognizing Anthony Enomoto and Sean Rees, graduates of Mission Bay High School, for their outstanding achievements in athletics and academics.

(District-6.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D094-122.)

COUNCIL RECOGNIZED THE GROUP.

ITEM-33: FILED

(Continued from the meetings of November 30, 1987, Item 33, January 26, 1988, Item 310, March 8, 1988, Item 310, April 19, 1988, Item 330 and May 31, 1988, Item 31; last continued at Council Member Struiksma's request, for further review.)

Matter of the request of Friends of Chabad Lubavitch, by Rabbi Yonah Fradkin, for a hearing of an appeal from the decision of the Planning Commission in denying Planned Infill Residential Development Permit and Tentative Map PIRD-87-0382 and TM-87-0382 (Stadium Village), proposing a 33-lot subdivision and construction of 28-single-family detached dwelling units. The subject property (approximately 26.78-acres) is located west and east of Mission Village Drive between Friars Road and Ronda Avenue, in Zones R1-5000 and R1-40000 HR, in the Serra Mesa Community Plan area. The subject property is further described as a portion of Lot 41 of Rancho Mission of San Diego.

(PIRD & TM-87-0382. District-5.)

A motion granting or denying the request for a hearing of the appeal.

FILE LOCATION: PERM - PIRD-87-0382, SUBD - Stadium Village

COUNCIL ACTION: (Tape location: D155-163.)

MOTION BY STRUIKSMA TO NOTE AND FILE AS THE REQUEST HAD BEEN WITHDRAWN. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-34: DEEMED DENIED

Matter of the request of Council Member Bob Filner, on the behalf of Messrs. Frandsen and Ebrahimi, for a hearing of

an appeal from the decision of the Transportation and Land Use Committee in denying the appeal regarding the revocation of Taxi Medallion No. 822.

(See City Manager Report CMR-88-314; Committee Consultant Analysis TLU-88-27.)

COMMITTEE ACTION: Reviewed by TLU on 6/27/88. Recommendation to approve the City Manager's recommendation and Hearing Officers action to deny the appeal by Mr. Morrow (Frandsen/Ebrahimi) of Taxi Medallion No. 822. Districts 1, 2 and 4 voted yea. Districts 5 and 8 not present.

FILE LOCATION: Gen'l Taxicab Drivers - Including Appeals, etc.

COUNCIL ACTION: (Tape location: D163-271.)

Motion by Filner to grant a hearing on the matter. Second by Henderson. The second was subsequently withdrawn.

* ITEM-50: (O-88-206) ADOPTED AS ORDINANCE O-17118 (New Series)

Incorporating a portion of Lot 17, Rancho Ex Mission, Map-330 (approximately 4.7 acres), located on the east side of 54th Street between Grape Street and Westover Place, into Zone M-1B.

(Case-87-1081. Mid-City Community Area. District-3. Introduced on 7/12/88. Council voted 7-0. District 3 and Mayor not present.)

FILE LOCATION: ZONE ORD. NO.

COUNCIL ACTION: (Tape location: D457-492.)

CONSENT MOTION BY McCARTY TO DISPENSE WITH THE READING AND ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-ineligible, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-51:

Two actions relative to the Costa Verde Specific Plan: (Introduced on 7/12/88. Council voted 8-0. Mayor not present. Case-88-0352. University Community Area. District-1.)

Subitem-A: (O-88-202) ADOPTED AS ORDINANCE O-17119 (New Series)

Approving an amendment to the Costa Verde Specific Plan.

Subitem-B: (O-88-209) ADOPTED AS ORDINANCE O-17120 (New Series)

Approving the Development Agreement between the City of San Diego and Guaranty Service Corporation.

FILE LOCATION:

Subitem-A LAND Costa Verde Specific Plan,

Subitem-B DEVL Costa Verde

COUNCIL ACTION: (Tape location: D457-492.)

CONSENT MOTION BY McCARTY TO DISPENSE WITH THE READING AND ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-52: (O-88-215) ADOPTED AS ORDINANCE O-17121 (New Series)

Authorizing the execution of a Memorandum of Understanding between the City of San Diego and the Metropolitan Transit Development Board for the Administration of a Transit Shelter and Bus Bench Program.
(Introduced on 7/11/88. Council voted 7-1. District 1 voted nay. Mayor not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D457-492.)

CONSENT MOTION BY McCARTY TO DISPENSE WITH THE READING AND ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-53: (O-89-4) DENIED

Introduction and adoption of an Ordinance amending Chapter II, Article 7, of the San Diego Municipal Code by adding Section 27.2024, relating to the authority of the City Council to make available copies of proposed or existing legislative acts in lieu of printing the full text in the sample ballot.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D492-574.)

MOTION BY STRUIKSMA TO DENY. Second by McCarty. Passed by the

following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-54: (O-89-14) INTRODUCED, TO BE ADOPTED AUGUST 8, 1988

Introduction of an Ordinance amending Chapter V, Article 5, of the San Diego Municipal Code by amending Section 55.02.201, relating to Fire Code Full Cost Fee Recovery for Inspection and Plan Check Services.

(See City Manager Reports CMR-88-259 and CMR-88-258.)

COMMITTEE ACTION: Reviewed by PSS on 7/6/88. Recommendation to approve cost recovery fees for the Fire Department Plan Check and Inspections; directing the City Manager to return in 6 months with a report on: 1) Increased level of service, 2) Effort to avoid duplication of service, and 3) Effort to encourage personnel to be proactive in reporting violations while in the field. Districts 2, 3, 4, 6 and 7 voted yea.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: D575-594.)

CONSENT MOTION BY MCCOLL TO INTRODUCE. Second by McCarty.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-100: (R-88-2551) ADOPTED AS RESOLUTION R-271463

Awarding a contract to Roger Randazzo, dba Randazzo Construction Company, in the amount of \$62,606 for the Northern Police Station Property Room Expansion, Base Bid and Additive Alternate No. 1; authorizing the City Auditor and Comptroller to transfer \$19,246 from Capital Outlay Fund 30245, CIP-36-031.1, Northeastern Area Station to CIP-36-047, Northern Property Room Expansion; authorizing the expenditure of an amount not to exceed \$19,246 from Capital Outlay Fund 30245, CIP-36-047, Northern Property Room Expansion, to supplement funds previously authorized by Resolution R-270888, adopted on May 9, 1988, for said project and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-9721)

(University Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: This project will

provide an additional 700 square feet to the existing property room which is currently 100 square feet. The Northern Division Police Station is using one room for both supplies and property storage. Twenty-eight bid packages were issued and three bids were received on June 3, 1988. The low bid of \$62,606 from Randazzo Construction was 25.2 percent over the estimate of \$50,000. The only way of reducing the scope of work for this project involves decreasing the square footage of the addition which is not recommended. (Similar Substations have twice the area). It is felt that readvertising for bids would not result in securing a lower bid and would only delay the project. Therefore it is recommended that the low bid of Randazzo Construction be accepted.

Aud. Cert. 8801146.

FILE LOCATION: CONT-Roger Randazzo, dba Randazzo
Construction Company CONTFY89-1

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-101: (R-88-2554) ADOPTED AS RESOLUTION R-271464

Awarding a contract to West Pacific Company for the furnishing of welding services, as may be required for a period of one year beginning July 1, 1988 through June 30, 1989, for an estimated cost of \$100,000, with an option to renew the contract for an additional one year period.
(BID-9804)

FILE LOCATION: MEET CONTFY89-1

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-102: (R-88-2552) ADOPTED AS RESOLUTION R-271465

Awarding a contract to Talin Tire, Inc. for the furnishing of recapping refuse packer casings, as may be required for a period of one year beginning August 1, 1988 through July 31, 1989, for an estimated total cost of \$87,110.40, including tax and terms, with an option to renew the

contract for an additional one year period with price escalation not to exceed 10 percent of bid prices.
(BID-9830)

FILE LOCATION: MEET CONFY89-1

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-103: (R-88-2553) ADOPTED AS RESOLUTION R-271466

Awarding contracts for furnishing the City of San Diego and the San Diego Unified School District with recapping of passenger and truck tires, as may be required for a period of one year beginning August 1, 1988 through July 31, 1989, for an estimated cost of \$137,978.92, including tax and terms, as follows: (BID-9836)

1. Talin Tire, Inc. for Schedule II - Medium Duty Truck Tires; Schedule III - Heavy Duty Truck Tires; and Schedule V - Fire Department Truck Tires; with an option to renew the contract for an additional one year period, with price escalation not to exceed 10 percent of bid prices.
2. Daniels Tire Service for Schedule IV - Off-Road Tires; with an option to renew the contract for an additional one year period, with price escalation not to exceed 7-1/2 percent of bid prices.

FILE LOCATION: MEET CONFY89-2

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-104: (R-89-61) ADOPTED AS RESOLUTION R-271467

Awarding a contract to Acacia Landscape Co. for furnishing complete landscape maintenance of designated planted and paved center islands, right-of-ways, improved bus stops, and 83 acres of open space in the Penasquitos East Landscape Maintenance District, as may required for a period of one year beginning September 1, 1988 through August 31, 1989, for an estimated cost of \$29,500, with options to renew the contract for four additional one-year

periods, with price escalations not to exceed 10 percent of the prices in effect at the end of each contract year.

(BID-9831)

(District-1.)

FILE LOCATION: STRT- M-160 CONTFY89-1

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-105: (R-88-2556) ADOPTED AS RESOLUTION R-271468

19880725

Inviting bids for the Construction of Steam Replacement - Community Concourse/Central Library on Work Order No. 118868; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of an amount not to exceed \$700,000 from Federal Revenue Sharing Fund 18014, CIP-37-416, Steam Source Replacement - Community Concourse/Central Library, for providing funds for said project and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-0005/89)

(Centre City Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: This project will install steam boilers at the Community Concourse, 202 "C" Street and the Central Library, 820 "E" Street, to provide space and water heating. These two facilities currently purchase steam from the San Diego Gas and Electric Co. Downtown Steam System. Recently, the Utility announced plans to phase out this system and has been granted rate increases by the P.U.C. to offset economic operating losses. These losses will accelerate as additional steam customers terminate this service with SDG&E. Annual savings from on-site steam generation will payback in an estimated 5 years. The boilers have an expected service life of 24 years, and can be salvaged should requirements change. This project is consistent with the Centre City Community Plan and is in accordance with the City's General Plan Guidelines.

Aud. Cert. 8900026.

FILE LOCATION: W.O. 118868 CONT - Jackson and Blanc
CONTFY89-1

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-106: (R-88-2555) ADOPTED AS RESOLUTION R-271469
19880725

Inviting bids for the Construction of Traffic Signal and Street Lighting Systems at Meadowbrook Drive and Skyline Drive on Work Order No. 119065; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of an amount not to exceed \$97,600 from Capital Outlay Fund 30244, CIP-61-002, Annual Allocation - New Traffic Signals, for providing funds for said project and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to retain excess budgeted funds, if any, in CIP-61-002, Annual Allocation - New Traffic Signals.
(BID-0003/89)

(Skyline-Paradise Hills Community Area. District-4.)

CITY MANAGER SUPPORTING INFORMATION: The subject Capital Improvements Program Project will provide for the safe passage of emergency vehicles, pedestrians and other vehicles through an intersection which has experienced a steady increase in traffic volume and an increase in accident frequency of occurrences that could be corrected by the installation of a traffic signal. Protected left turns from Skyline Drive and emergency preemption equipment will be included as features of the installation.
Aud. Cert. 8801009.

FILE LOCATION: W.O. 119065 CONT - Select Electric Inc.
CONFY89-1

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-107:

Four actions relative to the final subdivision map of Cabo Santa Fe, a 2-lot subdivision located northeasterly of I-5 and Via de la Valle:
(Via de la Valle Community Area. District-1.)

Subitem-A: (R-89-20) ADOPTED AS RESOLUTION R-271470
Authorizing the execution of a Subdivision Improvement
Agreement with M.J. Brock and Sons, Inc. for the
installation and completion of public improvements.

Subitem-B: (R-89-19) ADOPTED AS RESOLUTION R-271471
Approving the final map.

Subitem-C: (R-89-21) ADOPTED AS RESOLUTION R-271472
Approving the acceptance by the City Manager of a street
reservation in Lot 6 of San Andres P.R.D. Unit No. 1,
Map-11378, and in Lots O and W of San Andres P.R.D. Unit
No. 2, Map-11431, dedicating said land as and for a public
street and naming the same Via Campestre.

Subitem-D: (R-89-22) ADOPTED AS RESOLUTION R-271473
Authorizing the execution of a Development Agreement with
Knoell Bros. Construction, Inc. for payment of fees for
public facilities.

FILE LOCATION:

Subitems A, B, and D SUBD-Cabo Santa Fe,

Subitem-C DEED F-4537 CONTFY89-2
DEEDFY89-1

COUNCIL ACTION: (Tape location: E027-106.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Henderson. Passed by
the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea,
Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea,
Filner-yea, Mayor O'Connor-yea.

* ITEM-108:

Eight actions relative to the final subdivision map of
Scripps Ranch Business Park Phase III, a 15-lot subdivision
located southeasterly of Scripps Ranch Boulevard and
Scripps Lake Boulevard:
(Scripps Miramar Ranch Community Area. District-5.)

Subitem-A: (R-89-2) ADOPTED AS RESOLUTION R-271474
Authorizing the execution of a Subdivision Improvement
Agreement with Currie/Samuelson Development Group for the
installation and completion of public improvements.

Subitem-B: (R-89-1) ADOPTED AS RESOLUTION R-271475
Approving the final map.

Subitem-C: (R-89-3) ADOPTED AS RESOLUTION R-271476
Approving the acceptance by the City Manager of a grant
deed of Currie/Samuelson Development Group, granting to the
City all of Lot 14 of Scripps Ranch Business Park
Phase III.

Subitem-D: (R-89-4) ADOPTED AS RESOLUTION R-271477
Authorizing the execution of a Supplemental Subdivision
Improvement Agreement (Pump Station and Library Site) with
Currie/Samuelson Development Group for the landscaping and
public amenities around the library site and pump station.

Subitem-E: (R-89-5) ADOPTED AS RESOLUTION R-271478
Authorizing the execution of a Maintenance Agreement for
Landscaping with Currie/Samuelson Development Group for the
landscaping maintenance.

Subitem-F: (R-89-6) ADOPTED AS RESOLUTION R-271479
Setting aside easements in City-owned portion of Section
32, Township 14 South, Range 2 West, SBM, for drainage
purposes.

Subitem-G: (R-89-7) ADOPTED AS RESOLUTION R-271480
Setting aside easements in City-owned land, being a portion
of Lot 127, North Miramar Ranch, Unit 2; dedicating said
land as and for a public street and naming the same Canyon
Lake Drive.

Subitem-H: (R-89-8) ADOPTED AS RESOLUTION R-271481
Authorizing the execution of a quitclaim deed, quitclaiming
to Currie/Samuelson Development Group, all of the City's
right, title and interest in the spillway easement in
Parcel 2 of Parcel Map PM-8630.

FILE LOCATION:

Subitems A, B, D, and E SUBD-Scripps Ranch
Business Park Phase III,

Subitem-C DEED
F-4538,

Subitem-F DEED F-4539,

Subitem-G

DEED F-4540,

Subitem-H DEED F-4541

CONTFY89-3 DEEDFY89-4

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-109:

Three actions relative to the final subdivision map of Valley Breeze II, a one-lot subdivision located southwesterly of I-5 and Coronado Avenue: (Otay Mesa/Nestor Community Area. District-8.)

Subitem-A: (R-89-16) ADOPTED AS RESOLUTION R-271482
Approving the final map.

Subitem-B: (R-89-17) ADOPTED AS RESOLUTION R-271483
Approving the acceptance by the City Manager of that deed of McClurken Machinery, Incorporated, conveying to the City a drainage easement in a portion of Lots 35 and 36, Map-1768; authorizing the execution of a quitclaim deed, quitclaiming to McClurken Machinery, Incorporated, all of the City's right, title and interest in the drainage easement in a portion of Lots 35 and 36, Map-1768.

Subitem-C: (R-89-18) ADOPTED AS RESOLUTION R-271484
Authorizing the execution of an agreement with McClurken/Valley Breeze Partners, for participation and reimbursement for drainage facilities; authorizing the reimbursement of an amount not to exceed \$90,120 to McClurken/Valley Breeze Partners, \$20,000 from Fund 63021, \$28,478 from Job Order No. 294470 and \$41,642 from Job Order 580010, for the purpose of providing funds for the above project.

CITY MANAGER SUPPORTING INFORMATION: The Valley Breeze II Subdivision is located south of Grove Avenue and easterly of Hollister Street in the south San Diego area. This property, along with two adjacent parcels, is very low in relation to Nestor Creek, located just north of Grove Avenue. The three properties have flooded several times during heavy rains. The

parcel immediately to the west of this subdivision is owned by the City and is the site of the proposed Nestor Neighborhood Park (CIP-29-447). The next parcel to the west is owned by the San Diego Housing Commission. The Housing Commission parcel was developed in 1984 and they deposited \$20,000 with the City as their share of the cost to construct a drainage system. The developer, working with the Engineering and Development Department and Park and Recreation Department, has designed a storm drain system that takes care of the drainage problem on their property, as well as the park property. The construction of the new storm drain system will eliminate the need to construct a separate system across the park site. The estimated savings to the park is \$28,478. It is recommended that the City share in the cost of the storm drain because the drainage system will have a direct benefit to the City-owned property and because the completion of the drainage system will have general benefit to the community. The proposed reimbursement of \$90,120 includes the Park and Recreation Department's share of \$28,478, and the Housing Commission's contribution of \$20,000. The total reimbursement of \$90,120 represents approximately 50 percent of the cost to install the 7 x 4.5 ft. box under Grove Avenue and concrete lined ditch to connect to Nestor Creek.

Aud. Cert. 8900043.

FILE LOCATION:

Subitems A and C SUBD-Valley Breeze II,

Subitem-B DEED F-4542 CONFY89-1
DEEDFY89-1

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

*** ITEM-110: (R-89-39) ADOPTED AS RESOLUTION R-271485**

Resolution of Intention to acquire 0.09 acres of Mission Valley Slopes No. 2 for the San Diego Open Space Park Facilities District No. 1.

(Mid-City Community Area. District-3.)

CITY MANAGER SUPPORTING INFORMATION: On November 21, 1983, the Council approved a revised open space retention list and gave direction on future open space appraisals for purposes of

acquisition. Included in that direction was that \$5 million be allocated in each of Council Districts 3 and 4 to acquire open space and to "look to the Councilmember of the District" in identification of parcels to be acquired. City staff has since been working with District staff to meet the requirements of the Council directive. This parcel is available from CalTrans, who have declared it excess land, remaining from the I-8/I-15 interchange. Although this parcel is only approximately 25 feet wide, its acquisition will provide direct access from Camino del Rio South to other City-owned open space on the slopes to the south. This request is for \$1,500 to purchase this parcel at fair market value plus funds to cover title, escrow and other miscellaneous costs.

Aud. Cert. 8801139.

FILE LOCATION: STRT OS-16

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-111:

Two actions relative to the Tierrasanta Norte Assessment District (under the Municipal Improvement Act of 1913): (Tierrasanta Community Area. District-7.)

Subitem-A: (R-89-30) ADOPTED AS RESOLUTION R-271486

Accepting the property owner petition for the acquisition of improvements in the proposed Tierrasanta Norte Assessment District.

Subitem-B: (R-89-31) ADOPTED AS RESOLUTION R-271487

Approving and authorizing the execution of agreements in a Special Assessment District.

CITY MANAGER SUPPORTING INFORMATION: In March 1987, the tentative maps for the Tierrasanta Norte development were approved. The development consists of approximately 1,700 dwelling units consisting of detached, condominium, and apartment units. Also included are several church sites, a neighborhood park, and substantial open space areas. The public improvements to be acquired through the proposed assessment district include curb and gutter, sidewalk, paving, water and sewer systems, other utility systems, street lights and traffic signals, and park and open space improvements. Under the

proposed acquisition proceedings, the public hearing to establish the district and levy the assessments on each parcel would be held in the fall of this year.

Subsequently, as the public improvements are satisfactorily completed for each subdivision within the development, the improvements will be accepted and the developer reimbursed for cost of the improvements. The petition submitted by the property owner represents 77 percent of the total 387 acres of land area within the proposed district boundaries. The balance of the land in the district is open space owned by the City and a school site owned by the San Diego Unified School District. The property owner has requested that the firm of Brown and Diven be retained as Special Bond Counsel, and the firm of NBS/Lowry be retained as Assessment Engineer.

Aud. Cert. 8801124.

FILE LOCATION:

Subitems A and B STRT D-2274

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-112: (R-89-48) TRAILED TO JULY 26, 1988, 2:00 P.M.

Vacating the westerly excess portion of Daley Center Drive south of Aero Drive, in connection with Stonecrest (TM-87-0692), under the procedure for the summary vacation of streets where a street has been superseded by relocation and is excess right-of-way no longer required for street purposes; declaring that this resolution shall not become effective unless and until the required dedication and related permits for the necessary public improvements have been issued satisfactory to the City Engineer; in the event that the required dedication and necessary permits are not issued within three years from adoption of this resolution, this resolution shall become void and be of no further force or effect; directing the City Engineer to advise the City Clerk of the approval of the aforementioned dedication and issuance of permits.

(Serra Mesa Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: The proposed vacation has been requested by the adjacent property owners in conjunction with the Stonecrest project (TM-87-0692). Under the

Stonecrest project, Daley Center Drive is to be widened and realigned in a southeasterly direction. The realignment will create the westerly excess right-of-way proposed for vacation. The abutting property owner intends to utilize the vacated area for landscaping and additional parking. The subject vacation is located in the Serra Mesa Community and situated in a M-1A Zone. The vacation area totals approximately 13,100 square feet and will not affect density since residential use is not permitted under the existing zone. The Planning Department has no objections to the proposed vacation. The area of vacation is fully improved with curbs, gutter, and sidewalks and contains public utilities. The existing improvements and utilities are to be removed and relocated when Daley Center Drive is realigned. Therefore, no easements are required. Once the future alignment is dedicated and constructed, the area proposed for vacation will be considered excess right-of-way surplus to City needs. Staff review has indicated that the right-of-way proposed for vacation will no longer be required for present or prospective public use and may be summarily vacated conditioned upon the dedication of right-of-way and issuance of permits for public improvements necessary for Daley Center Drive.

FILE LOCATION: STRT J-2690

COUNCIL ACTION: (Tape location: E110-160.)

Motion by Struiksma to trail to July 26, 1988 and direct the City Manager to meet with Cynthia Greene to look at improvements. Second by McCarty. No vote.

By common consent the item was trailed to July 26, 1988, 2:00 p.m. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-113: (R-89-42) ADOPTED AS RESOLUTION R-271488

Approving the acceptance by the City Manager of a grant deed of Baldwin Building Company, granting to the City Parcels B, C, E, G and I of Carmel Valley Neighborhood 5, Unit No. 1, Map-10807.

(North City West Community Area. District-1.)

FILE LOCATION: DEED F-4544 DEEDFY89-1

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-114: (R-89-129) ADOPTED AS RESOLUTION R-271489

Excusing Mayor Maureen O'Connor from attending all scheduled Council meetings of June 27 and 28, 1988, July 5, 11, and 12, 1988 and the Rules Committee meeting of July 6, 1988, for the purpose of attending to official City business in the U.S.S.R.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-115: (R-89-123) ADOPTED AS RESOLUTION R-271490

Excusing Council Member Ron Roberts from attending the regularly scheduled Council meeting of July 19, 1988, for the purpose of attending a meeting at the Resources Agency in Sacramento, California.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-116: (R-89-125) ADOPTED AS RESOLUTION R-271491

Excusing Council Member Ron Roberts from attending all scheduled Council meetings of July 20 through 22, 1988, for the purpose of attending meetings of the League of California Cities.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-117:

Two actions relative to authorizing Suggestion Awards to the following employees:

Subitem-A: (R-88-2653) ADOPTED AS RESOLUTION R-271492
Lee Noorda - City Manager's Office - \$1,480.

Subitem-B: (R-88-2654) ADOPTED AS RESOLUTION R-271493
Robert Tobias - Water Utility Department - \$180.
David Buck - Fire Department - \$160.
Eugene Forcier - Risk Management Department - \$80.00.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed
by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-118: (R-89-101 Rev.1) ADOPTED AS RESOLUTION R-271494

19880725

Entering into an agreement with Vernon E. Taylor, Mary F. Taylor, Farley M. O'Brien, and Erma Taylor O'Brien, in which approximately \$1.25 million in cash and real property will be donated to the City to be used toward the acquisition of the Farnum School site for library and park purposes;

Acknowledging and approving the City Manager's acceptance, on December 29, 1987, of an initial donation of real property valued at \$500,000 in the form of a grant deed executed by Vernon E. Taylor and Erma Taylor O'Brien, as trustees of the Taylor Properties Trust dated October 1, 1984, conveying to the City of San Diego Lots 21, 22 and 23, Block 194 of Pacific Beach, according to Map-697 and Map-854;

Acknowledging and approving the acceptance by the City Manager on December 29, 1987, of an initial donation to the City of San Diego of \$100,000 in the form of Taylor Properties Trust Check No. 1276, which have been deposited into Fund 60261, Farnum School Site Acquisition (Vernon Taylor);

Authorizing the execution of a City standard form deed conveying said Lots 21, 22 and 23, Block 194 of Pacific Beach, Map-697 and Map-854, to Diego's Inc., for a gross sales price of \$500,000 as a condition of the above mentioned donation, with proceeds, less normal seller's closing costs, to be deposited into Fund 60261, Farnum School Site Acquisition (Vernon Taylor);

Authorizing the City Auditor and Comptroller to establish interest bearing Trust Fund 60261, Farnum School Site Acquisition; declaring that the library and park to be constructed on the Farnum School site shall be named in memory of Earl and Birdie Taylor; extending to the Taylor and O'Brien families its sincere thanks and appreciation for their generous donation.

(See City Manager Report CMR-88-364. Pacific Beach Community Area. District-6.)

FILE LOCATION: DEED F-4545 DEEDFY89-1 CONTFY89-1

COUNCIL ACTION: (Tape location: D350-451.)

MOTION BY HENDERSON TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-119: (R-89-106) ADOPTED AS RESOLUTION R-271495

Authorizing the City Manager to file an application with the California Energy Commission for participation in its Energy Partnership Program.

(See City Manager Report CMR-88-365. Centre City Community Area. District-8.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-120: (R-88-2046) ADOPTED AS RESOLUTION R-271496

Amending Council Policy 200-8 regarding Criteria for the Installation of Stop Signs.

(See City Manager Report CMR-88-217.)

COMMITTEE ACTION: Reviewed by TLU on 7/11/88. Recommendation to approve the City Manager's recommendation. The Committee also modified the policy language to add commercial strip development, parks, libraries and hospitals except for emergency access, to the "Unusual Conditions" section. Districts 1, 2, 4 and 8 voted yea. District 5 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea,

McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-121: (R-89-32) ADOPTED AS RESOLUTION R-271497

Approving City Manager Report CMR-88-344 and its
recommendations; approving the San Diego Recycling and
Waste Reduction Plan 1988-1992.

(See City Manager Report CMR-88-344.)

COMMITTEE ACTION: Reviewed by PSS on 7/6/88. Recommendation to
approve the Plan; Report to the Committee on a monthly basis and
respond to: 1) Questions raised by Council Member McCarty; 2)
Acceleration of Zoning Program to accommodate recycling
activities; 3) Development of a Pilot Program for Fall '88; 4)
Preparation of a chart to measure progress of each program; and
5) Costs associated with a more aggressive recycling program.
Districts 2, 3, 4, 6 and 7 voted yea.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed
by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-122: (R-89-116) ADOPTED AS RESOLUTION R-271498

Authorizing the City Manager to issue a Request for
Proposal for a comprehensive waste management and disposal
system as described in City Manager Report CMR-88-343.

(City Manager Report CMR-88-343.)

COMMITTEE ACTION: Reviewed by PSS on 7/6/88. Recommendation to
approve a Request for Proposals. Districts 2, 3, 4, 6, and 7
voted yea.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed
by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-123: (R-89-57) ADOPTED AS RESOLUTION R-271499

Directing the City Manager to submit to the Planning
Department for its determination of consistency with the
applicable community plan(s) any proposal which involves

the sale, lease, approval, or in any manner authorizes City personnel or private parties to use, for a time period in excess of six months, City of San Diego owned real property located within SANDAG's focused planning area for the San Dieguito Regional Open Space Park ("Planning Area"), in the City of San Diego; and thereafter, prior to implementing any such proposal, the Manager is directed to provide a current and comprehensive interdepartmental report to the City Council for its approval; directing that the Planning Department shall review any such project for consistency with the applicable community plan(s) prior to the Manager or the Planning Department granting any approval for projects on private property in the Planning Area which require discretionary permits.

(See Committee Consultant Analysis TLU-88-23; Planning Department Report PDR-88-216; Council Member Wolfsheimer's Memo dated 4/25/88. San Dieguito River Valley Community Area. District-1.)

COMMITTEE ACTION: Initiated and reviewed by TLU on 5/9/88 and 6/27/88. Recommendation to approve the resolution to require interdepartmental review of all leases and discretionary permit activities within the San Dieguito River Valley River Park SANDAG study boundaries. All but those leases of six months or less to be subject to review by the City Council. Districts 1, 2, 4 and 5 voted yeas. District 8 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yeas, Roberts-yeas, McColl-yeas, Pratt-yeas, Struiksma-yeas, Henderson-yeas, McCarty-yeas, Filner-yeas, Mayor O'Connor-yeas.

ITEM-124: (R-89-105) ADOPTED AS RESOLUTION R-271500

Encouraging the San Diego Unified Port District (UPD) to expedite the development of the 3.2 acre Crosby Street (Barrio Logan) Park and requesting that the Port District reconsider the redesignating of a 2.2 acre parcel of land immediately adjacent to the park from "Marine Industrial" to "Park land."

(See City Manager Report CMR-88-275.)

COMMITTEE ACTION: Reviewed by RULES on 7/6/88. Recommendation to encourage the Port District to expedite development of the Park and reconsider designation of the adjacent parcel. Districts 1, 2, 3 and 7 voted yeas. Mayor not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E162-232.)

MOTION BY FILNER TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-125: (R-89-10) CONTINUED TO AUGUST 8, 1988

Establishing a No Parking Zone between the hours of midnight and 9:00 a.m. every day, on both sides of Park Boulevard between the I-5 bridge and Zoo Drive; authorizing the installation of the necessary signs and markings; declaring that the hereinabove imposed regulations shall become effective upon the installation of such signs.

(Balboa Park Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: This section of Park Boulevard which is within Balboa Park is owned by the City of San Diego and is used as a public street. There is a high demand for parking within the park and there is limited off-street parking available along Park Boulevard. The new Naval Hospital facility is now open. The Park and Recreation Department's assumptions that the new facility would accommodate all of the parking needs of the hospital have not proven to be true. The midnight to 9:00 a.m. parking prohibition is necessary to ensure that the curbside parking spaces are not monopolized by all-day parkers employed by or assigned to the new Naval Hospital. The objective is to provide maximum use of the 130+ curbside spaces for Balboa Park patrons, particularly during the summer months when attendance is at its peak. Therefore, a "no parking" zone is recommended for implementation.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: D275-280.)

MOTION BY McCARTY TO CONTINUE TO AUGUST 8, 1988, AT THE CITY MANAGER'S REQUEST FOR FURTHER REVIEW. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-126: (R-89-47) ADOPTED AS RESOLUTION R-271501

Establishing a Truck Parking Prohibited Zone with a gross vehicle weight rated capacity of over 10,000 pounds on the west side of Padgett Street, from Miramar Road to Activity

Road, and on Activity Road from Clayton Drive to Padgett Street; authorizing the installation of the necessary signs and markings; declaring that the regulations hereinabove imposed shall become effective upon the installation of such signs.

(Mira Mesa Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: A truck parking prohibition along the north and south sides of Activity Road between Clayton Drive and Padgett Street, and along the west side of Padgett Street between Miramar Road and Activity Road was petitioned by the property owners. Staff's field investigation revealed that many large trucks park along Padgett Street and Activity Road within the limits noted above. The trucks parked along the subject streets obstruct the sight distance of oncoming traffic for motorists exiting the driveways along the streets. Many of these trucks are using the public street as a temporary storage area. It is recommended that vehicles with an excess gross vehicle weight rated capacity of 10,000 pounds be prohibited from parking along the west side of Padgett Street between Miramar Road and Activity Road, and along the north and south sides of Activity Road between Clayton Drive and Padgett Street as requested.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-127: (R-88-2108 Rev.1) ADOPTED AS RESOLUTION R-271502

19880725

Adopting the amended Bylaws of the Greater North Park Community Planning Committee.

(See Planning Department Report PDR-88-138. District-3.)

COMMITTEE ACTION: Reviewed by RULES on 7/6/88. Recommendation to approve the Planning Department and Community Planning Group's recommendations to approve the amended Bylaws as submitted. Districts 1, 3 and 7 voted yea. District 2 and Mayor not present.

FILE LOCATION: GEN'L Community Planning Committees

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea,

McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-128: (R-89-104) ADOPTED AS RESOLUTION R-271503

Confirming the appointment by the Mayor of Captain Wayne K.
Goodermote, United States Navy, to serve as a member of the
Centre City San Diego Planning Committee, to replace
Captain William J. O'Connell, who has been reassigned.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed
by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-129: (R-89-25) ADOPTED AS RESOLUTION R-271504

Approving the Rental Rehabilitation Program Application and
Description; delegating to the Housing Commission the
implementation of the Rental Rehabilitation Program, in
accordance with federal requirements and guidelines.
(See Housing Commission Report HCR-88-005.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed
by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-130: REFERRED TO TRANSPORTATION AND LAND USE COMMITTEE

Two actions relative to the Sorrento Valley Road Assessment
District:
(Torrey Pines Community Area. District-1.)

Subitem-A: (R-89-11)

Authorizing the execution of an agreement with Jennings,
Engstrand and Henrikson for special bond counsel services
in the matter of the proposed Sorrento Valley Road
Assessment District; authorizing the expenditure of an
amount not to exceed \$14,000 from CIP-52-304, Fund 30244,
for the purpose of providing funds for the above project.

Subitem-B: (R-89-12)

Certifying that the information contained in Environmental Mitigated Negative Declaration EMND-85-0607, in connection with Sorrento Valley Road Assessment District, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and that said Declaration has been reviewed and considered by the Council.

CITY MANAGER SUPPORTING INFORMATION: The Engineering and Development Department is in the final stages of preparing the plans and specifications for the widening of Sorrento Valley Road from I-805 to Sorrento Valley Boulevard. The \$3.6 million project is proposed to be funded through an assessment district. In order to assure the sale of the assessment district bonds, it is necessary to retain the services of a qualified bond counsel to conduct the proceedings and issue the bond opinion. It is proposed that the firm of Jennings, Engstrand and Henrikson, a professional law corporation, perform these services. This firm was selected by the City Attorney's office as the result of a competitive process.

Aud. Cert. 8801116.

FILE LOCATION: STRT D-2234

COUNCIL ACTION: (Tape location: D310-314.)

MOTION BY WOLFSHEIMER TO REFER TO TLU FOR REVIEW OF THE STREET ALIGNMENT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-131:

Two actions relative to the Logan Heights Family Health Center, Inc.:
(Barrio Logan/Harbor 101 Community Area. District-8.)

Subitem-A: (R-89-54) ADOPTED AS RESOLUTION R-271505

Authorizing the execution of an agreement with the Logan Heights Family Health Center, Inc. for expansion of the existing facility; authorizing the expenditure of an amount not to exceed \$324,950 from CDBG CY1988 Fund 18524, Dept. 5663, Org. 6307, for the purpose of providing funds for the construction of Logan Heights Family Health Center improvements and related City costs.

Subitem-B: (R-89-55) ADOPTED AS RESOLUTION R-271506

Certifying that the information contained in Environmental

Negative Declaration END-86-0032BG, in conjunction with the Logan Heights Family Health Center improvements, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and that said Declaration has been reviewed and considered by the Council.

CITY MANAGER SUPPORTING INFORMATION: The Logan Heights Family Health Center, also known as the Chicano Community Health Center, has been providing health care services to the Barrio area of Logan Heights since 1972. The 1983, 1984, 1986 Block Grant funds have been used to renovate a portion of the original building at 1809 National Avenue, and construct a Pediatric Clinic and Medical Records facility. This work comprised Phase I of the master plan improvements for the facility. The agency has received 1988 Block Grant funds for Phase II construction which will be a Women's Clinic. The services offered will include speech, hearing, prenatal, OBGYN, family planning, birthing and other support. The facility will include approximately sixteen exam rooms, two nursing stations, two waiting areas or rooms, restrooms, several offices and storage areas. The Agency has hired an architect and plans and specifications have been completed. Upon approval of this agreement, the project can be advertised for bids. This proposed agreement, required by the grant allocation, is to engage the Logan Heights Family Health Center in rendering its services to assist in the construction of the facility.

Aud. Cert. 8801147.

FILE LOCATION: MEET CONTFY89-1

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-132: (R-89-43 Rev.1) ADOPTED AS RESOLUTION R-271507

Authorizing the execution of a first amendment to the sublease agreement with San Diego Data Processing Corporation, which amendment extends the term of the sublease agreement to November 30, 1989, for the use by the City's Risk Management Department of 7,653 square feet of office space in the Security Pacific National Bank Building; authorizing the expenditure of an amount not to exceed \$141,000 from the Risk Management Revolving Fund 50061 for lease costs from July 1, 1988, through June 30,

1989.

(Centre City Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: The Risk Management Department has been subleasing 7,653 square feet in the Security Pacific Plaza from the San Diego Data Processing Corporation since 1983. The present sublease expires July 15, 1988. This request is to authorize an extension of the present sublease to November 30, 1989, which is when San Diego Data Processing Corporation's Master Lease expires. This space will be adequate for the department for the next 16 1/2 months. The terms are favorable (\$1.53 per square foot) and the City will avoid the cost of moving and telephone installation.

Aud. Cert. 8900046.

FILE LOCATION: LEAS-San Diego Data Processing Corporation
LEASFY89-1

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-133: (R-89-103) ADOPTED AS RESOLUTION R-271508

Authorizing the execution of an agreement with the San Diego Economic Development Corporation (EDC) for the provision of services promoting private sector economic expansion for a one-year term; authorizing the expenditure of an amount not to exceed \$435,000 from Fund 10223, Department 915, Organization 509, Object Account 4222, for the purpose of providing funds for the above project.

CITY MANAGER SUPPORTING INFORMATION: The EDC was established in 1965, but reorganized in 1977 as a private, nonprofit corporation to unite local government and private industry in a consolidated effort to create jobs by expansion of the private sector. The EDC encourages significant industries and corporations to relocate in San Diego, conducts promotion and marketing activities, and assists existing employers in industry expansion. A yearly marketing plan guides the expenditure of funds and scope of activities. The EDC is funded by the City of San Diego, the County of San Diego, the Unified Port District, membership dues from the private sector and funds generated by programs. The City of San Diego provides a significant portion of the funding, approximately half of the annual budget of \$960,000. The EDC is bound by the General Terms and Conditions for City-funded Organizations with the exception of Section 13

in which two Council-appointed representatives are named to the EDC Board of Directors rather than naming a City staff person to attend and participate in Board meetings. FY88 funding was for \$394,200. The FY89 agreement reflects City Council direction to include within the EDC agreement a provision for an aggressive plan to link EDC business contacts with PIC/RETC for job referrals. Under this agreement, EDC will produce a written plan for such linkage, subject to review and approval by City staff. Reporting requirements of the EDC have been expanded to now include data about capital investments and low-income and unemployed persons hired by companies assisted by EDC. The current contract will expire on June 30, 1988. The proposed contract is for a one-year period starting July 1, 1988 and terminating June 30, 1989.

Aud. Cert. 8900056.

FILE LOCATION: MEET CONTFY89-1

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-134: (R-89-117) REFERRED TO TRANSPORTATION AND LAND USE COMMITTEE

Authorizing the execution of a first amendment to the agreement with Stone Fischer and Associates for professional services required for the preparation of a General Development Plan for the undeveloped part of Tecolote Community Park; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$87,394 from Park Service District No. 11403 to CIP-29-616.0, Tecolote Canyon Visitors Center; authorizing the expenditure of an amount not to exceed \$156,308 from CIP-29-616.0, Tecolote Canyon Visitors Center (\$68,914 from Capital Outlay Fund No. 30245 and \$87,394 from Park Service District No. 11403), for the purpose of providing funds for the execution of the above first amendment to the agreement; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (Tecolote Canyon Park Community Area. District-6.)

CITY MANAGER SUPPORTING INFORMATION: On September 9, 1987, the City Council approved an agreement with Stone, Fischer and Associates for the preparation of a General Development Plan for

the undeveloped part of Tecolote Community Park. That plan has been prepared and approved by the Tecolote Canyon Preserve Citizens Advisory Committee, Tecolote Youth Baseball, the Park and Recreation Board and its subcommittees. The proposed amendment will provide the professional services required to design athletic fields, parking lot, landscaping, a Visitors Center building, comfort station and a small storage building, all shown on the approved General Development Plan.
Aud. Cert. 8900049.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: D325-348.)

MOTION BY HENDERSON TO REFER TO TLU FOR MEETING OF AUGUST 10, 1988, FOR REVIEW OF THE DESIGN OF THE RECREATION FACILITIES.

Second by Wolfsheimer. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor
O'Connor-yea.

* ITEM-135: (R-88-2643) ADOPTED AS RESOLUTION R-271509

Authorizing the execution of a five-year percentage lease agreement with Select Rent-A-Car for the operation of an auto rental concession at Montgomery Field, at a rental rate of 18 percent of gross income or \$18,000 annually, whichever is greater.

(See City Manager Report CMR-88-354. Kearny Mesa Community Area. District-5.)

COMMITTEE ACTION: Reviewed by PFR on 7/13/88. Recommendation to approve the City Manager's recommendation. Districts 1, 6, 7 and 8 voted yea. District 5 not present.

FILE LOCATION: LEAS-Select Rent-A-Car Montgomery Field
LEASFY89-1

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-136: (R-89-46) ADOPTED AS RESOLUTION R-271510

Authorizing the execution of an agreement with Y.W.C.A. of San Diego County to provide for the installation of a security system and renovation of mechanical, electrical and plumbing systems; authorizing the expenditure of an amount not to exceed \$120,000 from CDBG Fund 18524, Dept.

5662, Org. 6206, for the purpose of providing funds for the above project.

(Centre City Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: The Y.W.C.A. Downtown Center is located at 1012 "C" Street. This five story facility is approximately 60 years old and in need of substantial renovation. The agency received CDBG funding in 1984 which allowed them to replace the elevators. The agency has received 1988 Block Grant funds for Phase II of their renovation program which will upgrade the electrical, mechanical, and plumbing systems and installation of a security system. They have hired an architect and plans and specifications will be completed in mid July. Upon completion of the plans and specifications and approval of this agreement the project can be advertised for bids. The proposed agreement, required by the grant allocation, is to engage the Y.W.C.A. in rendering its services to assist in the renovation of the facility.

Aud. Cert. 8801148.

FILE LOCATION: MEET CONFY89-1

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-150: (R-88-2360) RETURN TO PLANNING DEPARTMENT

Directing the Planning Director to take all necessary actions to implement, as soon as feasible, the procedure described herein for the preparation of Environmental Impact Reports ("EIR") by the Environmental Quality Division ("EQD") of the City of San Diego. The procedure shall have the following major components:

1. The Planning Department, through the Deputy Director of the EQD and in accordance with Council Policy, shall establish a list of qualified consultants to prepare EIR's for the City.
2. Applicants for projects which require the preparation of an EIR will be required to select from such list a consultant of their choice.
3. Project applicants shall, independent of the City, make their own compensation arrangement with the Consultant, but this agreement must be provided to the City.
4. The EQD, the Consultant and the project applicant

shall enter into a three-party agreement which obligates the Consultant to work exclusively for and under the direction of EQD in the preparation of the EIR.

(See Committee Consultant Analysis TLU-88-19, TLU-88-11; Planning Department Reports PDR-88-180 and PDR-88-100; communication request from Rob Whittemore dated 1/18/88; letter of La Jolla Town Council dated 3/17/88; letter from Greater San Diego Chamber of Commerce dated 5/5/88; letter from Community Planning Chairmen dated 3/11/88.)

COMMITTEE ACTION: Initiated by TLU on 5/9/88.

Recommendation to approve the "Three Party Agreement" of Consultant, Applicant, Environmental Quality Division. The Committee directed Planning and the City Attorney to address two items for Council Review: a) Review Committee Consultant recommendations and b) Staff preparation of Candidate findings. Districts 2, 4 and 5 voted yea. Districts 1 and 8 voted nay.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: D280-283.)

MOTION BY WOLFSHEIMER TO RETURN TO PLANNING DEPARTMENT TO RETURN

TO COUNCIL AT A FUTURE DATE. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-200: (O-89-16) FIRST HEARING HELD

Matter of:

The Annual Appropriation Ordinance (Budget) proposed to be adopted for the Fiscal Year 1988-89.

(This is the first of two public hearings scheduled pursuant to the provisions of Section 71 of the City Charter which provides that the Annual Appropriation Ordinance shall be adopted during the month of July.)

NOTE: The second public hearing and introduction and adoption of the Ordinance will be on Tuesday, July 26, 1988. See Item 330.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: I340-349.)

FIRST HEARING HELD.

ITEM-201: (R-89-131) ADOPTED AS RESOLUTION R-271511

Confirming the appointment by the Mayor of Sylvia Selverston to serve as a "Youth Representative" on the Police/Community Advisory Board, for a term ending August 1, 1989.

(See Memorandum from Mayor O'Connor dated 7/14/88 with resume attached.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-202: (R-88-2337) CONTINUED TO JULY 26, 1988, 2:00 P.M.

(Continued from the meeting of June 6, 1988, Item 201, at Council Member Struiksma's request, to allow the developer to work something out regarding the default resolution.)

Declaring S & S Construction Company, formerly Shapell Industries, Inc., to be in default of the terms and conditions of the agreement filed in the office of the City Clerk on October 15, 1979, as Document No. RR-250363, relating to the improvement of Mesa Del Sol; declaring that the City Attorney shall cause notice of this declaration of default to be given to S & S Construction Company, formerly Shapell Industries, Inc., and to SafeCo Insurance Company of America; authorizing the City Manager to complete, or cause to be completed, said work and improvements in accordance with the terms of the agreement.

(See City Manager Report CMR-88-268. Mira Mesa Community Area. District-5.)

FILE LOCATION: --

COUNCIL ACTION: (Tape location: D324-326.)

MOTION BY STRUIKSMA TO CONTINUE TO JULY 26, 1988, AT HIS REQUEST FOR FURTHER REVIEW. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-S400: (O-88-155 Rev.2) ADOPTED AS ORDINANCE O-17116 (New Series)

Amending Chapter IV, Article 2, Division 1, by repealing Section 42.0132 relating to Health Regulated Establishments - Vending Vehicles - Parking Regulated and Chapter V,

Article 4, Division 1, of the San Diego Municipal Code by adding Section 54.0122, relating to Regulating Sales from Vending Vehicles and Mobile Food Units (Hot Trucks) to:

- 1) Prohibit vending from vehicles on streets or highways unless lawfully parked and with a ten-foot safety zone in front and rear;
- 2) Prohibit vending from vehicles and pushcarts on public property and sidewalks without a permit issued by the City Manager or Planning Department as appropriate;
- 3) Prohibit vending from vehicles on private property unless in conformity with zoning and land use regulations and permits;
- 4) Regulate vending from vehicles within 500 feet of a school building while school is in session.

(First introduced on 6/6/88. Council voted 7-0. Districts 3 and 4 not present. Reintroduced as amended on 7/11/88. Council voted 8-0. Mayor not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO DISPENSE WITH THE READING AND ADOPT. Second by McColl. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-S401: (R-89-156 Rev.1) ADOPTED AS RESOLUTION R-271512

Authorizing the City Manager to continue to participate in the cooperative arrangement with the County of San Diego, San Diego Transit Corporation and the San Diego Housing Commission for the joint purchase of fire, property and earthquake insurance; authorizing the City Auditor and Comptroller to encumber an amount not to exceed \$600,000 for the purchase of said insurance for the period of July 1, 1988 through June 30, 1989.

CITY MANAGER SUPPORTING INFORMATION: The City has jointly purchased their property insurance with the County of San Diego and the San Diego Transit Authority since 1981. Renewal of the present policy will also include the San Diego Housing Commission property. This joint purchase agreement has allowed the City to obtain the lowest premium for the broadest coverage and limits of insurance. Renewal will include broader limits of earthquake, as well as, coverage on Fine Arts and vehicles, such as fire and disposal trucks. Authorization for the continued joint purchase is for a one year period from July 1, 1988

through June 30, 1989.

Aud. Cert. 8900113.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S402: (R-88-2467) ADOPTED AS RESOLUTION R-271513

(Continued from the meetings of June 27, 1988, Item 151 and July 18, 1988, Item 150; last continued at Council Member Pratt's request, to allow him to be present for discussion of the item.)

Approving the Participation Plan developed by James M. Montgomery Consulting Engineers, Inc. to provide for community outreach and public hearings on secondary treatment and wastewater reclamation.

(See City Manager Report CMR-88-282; memorandum from John Fowler dated 5/26/88.)

COMMITTEE ACTION: Reviewed by PSS on 6/1/88. Recommendation to forward to the City Council due to lack of time. Districts 2, 3, 6 and 7 voted yea. District 4 not present.

WU-U-88-146.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: G085-I330.)

MOTION BY McCARTY TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-nay, McCarty-yea, Filner-nay, Mayor O'Connor-nay.

Motion by Henderson to refer the matter to Meet and Confer team.

No second.

ITEM-S403: CONTINUED TO AUGUST 1, 1988

(Continued from the meetings of June 27, 1988, Item 153, and July 18, 1988, Item 151; last continued at Council Member Henderson's request, to allow Council Member Pratt to be present for discussion of the item.)

In the matter of a request from Council Member Henderson that the City Council consider using the Water Utilities bill insert as the method to notify rate payers of the impending cost of achieving secondary treatment.

(See City Manager Report CMR-88-214 and memorandum from

Council Member Henderson dated 3/10/88.)

COMMITTEE ACTION: Initiated by PSS on 5/4/88. Recommendation to forward Council Member Henderson's request to full Council without a recommendation. Districts 3, 6 and 7 voted yea. Districts 2 and 4 not present.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: I332-348.)

MOTION BY HENDERSON TO CONTINUE TO AUGUST 1, 1988, TO AWAIT THE DECISION IF THE CITY IS GOING TO BE SUED BY THE UNITED STATES GOVERNMENT TO ACHIEVE SECONDARY TREATMENT. Second by McCarty.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S404: (R-88-2549) ADOPTED AS RESOLUTION R-271514

(Continued from the meeting of July 20, 1988, Item 101, at Council Member Struiksma's request, for a report from the City Manager on the bidding process.)

Awarding a contract to Konica Business Machines U.S.A. Inc. for the rental of copiers, as may be required for a period of three years beginning July 1, 1988 through June 30, 1991, for an estimated cost of \$1,300,672, with options to renew the contract for two additional one year periods with a maximum annual increase of 8 percent. (BID-9744)

FILE LOCATION: MEET CONFY89-1

COUNCIL ACTION: (Tape location: I355-365.)

MOTION BY STRUIKSMA TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S405: (R-89-50) ADOPTED AS RESOLUTION R-271515

Authorizing the sale by negotiation of a portion of Lot A of La Jolla Colony, Unit 6, for the sum of \$219,652 to the Church of Jesus Christ of Latter Day Saints; authorizing the execution of a grant deed, granting to the Church of Jesus Christ of Latter Day Saints that portion of Lot A in La Jolla Colony Unit 6; determining that no broker's commission shall be paid by the City on said negotiated sale.

(La Jolla/University City Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: On May 16, 1988, the City Council approved Resolution R-271002 authorizing the

acquisition of real property for the Nobel Drive Interchange. The level portion of Lot A (14,458 square feet, acquired May 27, 1988) has been determined to be in excess by the Engineering and Development Department. The Mormon Church, which owns the adjoining property, will acquire the excess portion and use it for its church development. The 14,458-square-foot parcel is zoned R-1500, is elongated in shape (approximately 25' x 575'), level with no improvements, and is landlocked by the Mormon Church property. A condition of the sale will be the release by the Church of all the abutter's rights, including access rights, to and from the interchange.

FILE LOCATION: DEED F-4549 DEEDFY89-1

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S406: (R-89-153) ADOPTED AS RESOLUTION R-271516

Approving Change Order No. 4, dated May 19, 1988, issued in connection with the contract with Chilcote, Inc., for the construction of the First San Diego River Improvement Project (FSDRIP) amounting to a net increase in the contract price of \$732,901.55; authorizing the expenditure of an amount not to exceed \$732,901.55 from Fund 79364, for the purpose of providing funds for the above project.

(Mission Valley Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: On June 23, 1987, the City Council awarded a construction contract for \$20,798,482.42 to Chilcote, Inc., for the construction of the First San Diego River Improvement Project (FSDRIP). This flood protection project will construct an earthen channel with landscaping from State Route 163 to Stadium Way. Funding for construction and consultants is from an assessment district except for the 78-inch sewer which is funded by the Water Utilities Department's Sewer Revenue Fund. The design consultant, Nasland Engineering, employed Woodward-Clyde as a subconsultant to perform preliminary soils engineering during design and soils engineering services during construction in order to assure conformance to the design and to the contract specifications. Change Order No. 4 is primarily needed to complete the construction of the channel dikes in Phase I of the project. Material excavated had been intended for use in the dikes, but the soils consultant determined that the material was unsuitable

and therefore has required the import of suitable material to satisfy the contract specifications. This additional work will be paid by either competitively bid unit contract prices or, when applicable, lower negotiated prices.

Aud. Cert. 8900100.

FILE LOCATION: STRT D-2256

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S407: (R-89-165) ADOPTED AS RESOLUTION R-271517

Approving Change Order No. 5 with Chilcote, Inc. for the construction of the First San Diego River Improvement Project (FSDRIP), amounting to a net increase in the contract price of \$1,741,773.60; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$1,741,773.60 within the Sewer Revenue Fund 41506 from Unallocated Reserve (70697) to the Wastewater Systems Construction Program (70492) for CIP-43-033.0, North Mission Valley Trunk Sewer; authorizing the expenditure of an amount not to exceed \$1,741,773.60 from Sewer Revenue Fund 41506 to supplement funds previously authorized for the construction of the North Mission Valley Trunk Sewer, CIP-43-033.0.

(Mission Valley Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: On June 23, 1987, the City Council awarded a construction contract for \$20,798,482.42 to Chilcote, Inc., for the construction of the First San Diego River Improvement Project (FSDRIP). This flood protection project will construct an earthen channel with landscaping from State Route 163 to Stadium Way. Funding for construction and consultants is from an assessment district except for the 78-inch sewer (CIP-43-033) funded by the Water Utilities Department's Sewer Revenue Fund. The design consultant, Nasland Engineering, employed Woodward-Clyde as a subconsultant to perform preliminary soils engineering during design and soils engineering services during construction in order to assure conformance to the design and to the contract specifications. Recent grading operations have encountered large quantities of unsuitable clay materials which must be exported from the site. These quantities exceed the amounts estimated by the consultant prior to advertisement for bids for the contract work. The next

order of work is the balance of the 78-inch trunk sewer construction near Mission Center Road, which must be completed prior to winter and before any further channel work can occur. To secure firm support for this sewer, it will be necessary to over excavate up to 75,000 cubic yards of this additional unsuitable material, export it to an acceptable disposal site, and import suitable material which will be compacted under and around the sewer. The export and import are to be paid at negotiated prices based on haul distance, loading costs, dumping costs, and cost of imported material. Authorization for this change is needed to avoid a work shutdown due to the need to perform this sewer line foundation work. This change would provide funding sufficient to enable contractor compensation as the work progresses.

Aud. Cert. 8900105.

FILE LOCATION: STRT D-2256

COUNCIL ACTION: (Tape location: E007-025.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S408: (R-89-163) CONTINUED TO JULY 27, 1988

In the matter of the report of the San Diego City Charter Review Commission - '88 and recommendation to place on the November 1988 Ballot a proposal to amend the Charter by adding a new Section 57.1 creating a Police Review Commission.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: E265-G069.)

MOTION BY STRUIKSMA TO CONTINUE TO JULY 27, 1988, AND DIRECT THE CITY MANAGER AND CITY ATTORNEY TO REVIEW THE MATTER WITH THE POLICE OFFICERS ASSOCIATION AND REPORT BACK TO COUNCIL ON WEDNESDAY, JULY 27, 1988, AT 2:00 P.M. AND TO DISCUSS THE MATTER WITH COUNCIL MEMBERS IN CLOSED SESSION ON JULY 26, 1988. Second by Henderson. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, McColl-yea, Pratt-nay, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-nay, Mayor O'Connor-nay.

NON-DOCKET ITEMS:

None.

PUBLIC COMMENT:

ITEM-PC-1:

Comments by Don Weiner on the Police Review Board.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: I402-424.)

ADJOURNMENT:

The meeting was adjourned by Mayor O'Connor at 6:20 p.m.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: I424).